

MINUTES
MAINE WATER WELL COMMISSION

Wednesday, June 8, 2022

Meeting – IN-PERSON
18 Elkins Lane, Rm 109, Harlow Bldg., Augusta, ME

ATTENDEES:

Commission Members:

Dwight Doughty, (Chair)
Hydrogeologist, DOT
Daniel Locke
Hydrogeologist, MGS

Mike Otley
Public Member
Jesse Goodwin
Master Well Driller

Glenn Dyer
Master Well Driller
Frank Hegarty
Master Well Driller

Guests:

Margaret Machaick
State of Maine, AAG
David Philbrook
MWWC Inspector

Stephen Jones
Complainant
Carl Levesque
A-Z Water Systems

Carol White
Hydrogeologist

Minutes Prepared By:

Tina Lemieux, Commission Clerk, DWP

PROCEEDINGS: 9:03 am

Review of Meeting Minutes:

Motion to accept the minutes from **Wednesday, May 11, 2022**

❖ **MOTION:** Mike Otley **2nd:** Jesse Goodwin **VOTE:** Unanimous

Motion to accept the minutes from **Thursday, May 26, 2022** (Special Meeting)

❖ **MOTION:** Glenn Dyer **2nd:** Jesse Goodwin **VOTE:** Unanimous

Exam Applications:

1. ETHAN KILLER_WD02296 – PI-J - APPROVED

Motion to approve application.

❖ **MOTION:** Mike Otley **2nd:** Dan Locke **VOTE:** Unanimous

2. NORMAN MORRISON II_WD02317 – PI-J - APPROVED

Motion to approve application.

❖ **MOTION:** Glenn Dyer **2nd:** Dan Locke **VOTE:** Unanimous

3. JOSHUA LEVESQUE_WD02213 – PI-J - APPROVED

Motion to approve application.

❖ **MOTION:** Jesse Goodwin **2nd:** Mike Otley **VOTE:** Unanimous

Specialty Well Applications – Commission Review:

1. NONE

Specialty Well Applications – In-House Approval:

1. ALVAREZ-JAMES PHILBRICK_SWA
2. DEVILLER-MARQUIS_SWA
3. SULLIVAN-MARQUIS_SWA
4. WIGGIN-SCOTT TEMPLE_SWA

Other Business:

1. EXAMS: **Thursday, July 14, 2022 @ 10am** at Key Bank Building, downtown Augusta
 - a. Eligible candidates will be notified by email
2. DRAFT: Rules and Regulations changes
 - a. **SOM WD&PI RULE 10-144 CODE OF ME RULES, CHAP 232**, (2019 Braley Draft)
 - Next Special Meeting: **Wednesday, June 29, 2022**: rules and regulations

COMPLAINTS:

MANNING-PL JONES – complaint, rcvd 3-29-22 – CLOSED

- a. 3-29-22, new complaint received
- b. 4-13-22, review and acceptance of new complaint; *Hegarty/Locke – Unanimous*
- c. 5-11-22, Motion to table and close at next meeting, 6-8-22; *Locke/Dyer - Unanimous*

Motion to close complaint.

❖ **MOTION**: Frank Hegarty **2nd**: Mike Otley **VOTE**: Unanimous

HINTON-AFFORDABLE & A-Z WATER – complaint, rcvd 11-03-21 – OPEN

- a. 11-10-21, Notice of Complaint sent to A-Z Water Systems/Carl Levesque
- b. 5-5-22, Violation Letters sent to A-Z and Affordable.
- c. 5-11-22, currently no response from Affordable or A-Z about violation letters,
*(30-days when letter is received)
- d. 6-8-22, waiting for responses from Affordable & A-Z

JONES-A-Z WATER – complaint, rcvd 10-19-21 – OPEN

- a. 11-10-21, Motion to accept complaint and send MWWC Inspector.
- b. 6-8-22, Violations assessed for A-Z Water Systems:

1. Motion to find A-Z in violation of **204.5**
 - ❖ **MOTION:** Frank Hegarty **2nd:** Glenn Dyer **VOTE:** Unanimous
 - Motion to award points to violation 204.5 – **5 points**
 - ❖ **MOTION:** Frank Hegarty **2nd:** Glenn Dyer **VOTE:** Unanimous

2. Motion to find A-Z in violation of **300.1**
 - ❖ **MOTION:** Frank Hegarty **2nd:** Jesse Goodwin **VOTE:** Unanimous
 - Motion to award points to violation 300.1 – **1 point**
 - ❖ **MOTION:** Mike Otley **2nd:** Dan Locke **VOTE:** Unanimous

3. Motion to find A-Z in violation of **300.3**
 - ❖ **MOTION:** Glenn Dyer **2nd:** Frank Hegarty **VOTE:** Unanimous
 - Motion to award points to violation 300.3 – **5 points**
 - ❖ **MOTION:** Mike Otley **2nd:** Jesse Goodwin **VOTE:** Unanimous

4. Motion to find A-Z in violation of **408.1**
 - ❖ **MOTION:** Mike Otley **2nd:** Glenn Dyer **VOTE:** Unanimous
 - Motion to award points to violation 408.1 – **1 point**
 - ❖ **MOTION:** Frank Hegarty **2nd:** Dan Locke **VOTE:** Unanimous

5. Motion to find A-Z in violation of **801.1**
 - ❖ **MOTION:** Frank Hegarty **2nd:** Glenn Dyer **VOTE:** Unanimous
 - Motion to award points to violation 801.1 – **3 points**
 - ❖ **MOTION:** Glenn Dyer **2nd:** Frank Hegarty **VOTE:** Unanimous

**** 15 points total (\$200. per violation point(s) = \$3000.00**

Motion to follow MWWC violation guidance, \$200. per violation point, (15 pts. x \$200. = \$3000.)

- ❖ **MOTION:** Frank Hegarty **2nd:** Mike Otley **VOTE:** Unanimous

** Violation letter to be reviewed and then sent to A-Z Water Systems

HANSCOM WD-CARMEL WD – complaint, rcvd 11-01-21 – OPEN **

- a. 11-10-21, Motion to accept complaint and Motion to send Dave Philbrook
- b. 5-11-22,
 - o Motion to table issues until all 4 – quarterly samples are taken. *(2022-2023, Spring/Fall)
Hegarty/Locke – Unanimous
 - o Motion to turn over alleged SWA forgery issue to Margaret Machaiek, AAG office
Dyer/Goodwin – Unanimous
 - o Motion to table complaint until next meeting (6-8-22).
Otley/Dyer - Unanimous
- c. 6-8-22,
 - o Water well was difficult to assess, decided to have Carmel WD take periodic samples, over the course of 1-2 years
 - o Waiting upon sampling compliance, Spring/Fall 2022, (June 20, 2022)
 - o Karl Rudnicki is appealing the MWWC decision; issue is tabled until compliance is met

****NEXT MEETINGS****

Wednesday, June 29, 2022, 9am-12pm – In-Person / Elkins

Special Meeting – Rules and Regulations – Drafting

Wednesday, July 13, 2022 at 9:00 am – In-Person / Elkins

Regular Monthly Meeting

**** ALL MEETINGS, TIMES, AND VENUES WILL BE POSTED TO THE WEB PAGE ****

Motion to Adjourn.

❖ **MOTION**: Mike Otley **2nd**: Glenn Dyer **VOTE**: Unanimous

ADJOURNMENT:

TIME: **12:23 pm**